

A regular meeting of the Council of the City of Bedford, Virginia, was held in the Council Hall of the Municipal Building at 7:30 p.m., July 8, 1997.

Members present: Councilman H. Davis Ballard; Vice Mayor Larry D. Brookshier; Councilwoman Mary L. Flood; Councilwoman Linda Kochendarfer; Councilman W. D. Tharp; and Councilman Robert T. Wandrei.

Members absent: Mayor G. Michael Shelton.

Staff present: City Manager Jack A. Gross, City Attorney W. W. Berry, IV, and Clerk of the Council Teresa W. Hatcher.

Vice Mayor Brookshier opened the meeting and led all present in saying the Pledge of Allegiance to the Flag.

On motion by Councilwoman Kochendarfer, seconded by Councilman Wandrei, voted upon and carried, the minutes of a called Council meeting held on June 24, 1997, and the minutes of a regular Council meeting held on June 24, 1997, were approved as distributed.

Vice Mayor Brookshier indicated that the City had received a fax from the Mayor of Vierville-sur-Mer, France, offering best wishes to the citizens of Bedford on the 4th of July.

Councilman Tharp suggested that Council reciprocate by sending an appropriately worded fax to the citizens of Vierville-sur-Mer noting Bastille Day.

A brief discussion ensued regarding the date of the joint meeting with the City School Board, which has been scheduled for August 12.

Councilman Ballard stated that he will be out of the country in August.

The Clerk indicated that at the last meeting Council agreed to meet during the week of July 21.

Vice Mayor Brookshier will check with the Mayor regarding the date of this meeting. Members of Council indicated they would still be able to attend a joint meeting with the School Board during the week of July 21.

City Manager Gross stated that Council has received a copy of a letter from Mr. Harwell M. Darby, Jr., counsel to the City of Roanoke Industrial Development Authority, regarding a proposed bond issue for several of the hospitals which are part of the Carilion Health System, in the aggregate principal amount not to exceed \$80,000,000. A portion of the proceeds would be allocated to Bedford County Memorial Hospital for renovation of the existing facilities and/or acquisition of capital equipment. Mr. Gross indicated a proposed resolution has been prepared which authorizes the City of Roanoke Industrial Development Authority to hold the required public hearing in connection with the issuance of the bonds. Following the public hearing, Council will be required to approve the issuance of the bonds and the allocation of a portion of them for use by the Bedford County Memorial Hospital.

Councilman Tharp moved that Council adopt the resolution authorizing the City of Roanoke Industrial Development Authority to hold a public hearing in connection with the proposed issuance of hospital bonds in the aggregate principal amount not to exceed \$80,000,000. The motion was seconded by Councilman Wandrei.

A brief discussion ensued.

The motion was then voted upon and carried by the following roll call vote:

Councilman Ballard aye

Vice Mayor Brookshier aye

Councilwoman Flood aye

Councilwoman Kochendarfer aye

Councilman Tharp aye

Councilman Wandrei aye

Mayor Shelton absent

The resolution follows as adopted:

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BEDFORD,  
VIRGINIA AUTHORIZING THE INDUSTRIAL DEVELOPMENT  
AUTHORITY OF THE CITY OF ROANOKE, VIRGINIA TO HOLD A PUBLIC  
HEARING IN CONNECTION WITH THE ISSUANCE OF NOT TO EXCEED  
\$80,000,000 AGGREGATE PRINCIPAL AMOUNT OF THE INDUSTRIAL  
DEVELOPMENT AUTHORITY OF THE CITY OF ROANOKE, VIRGINIA  
HOSPITAL REVENUE BONDS (CARILION HEALTH SYSTEM  
OBLIGATED GROUP PROJECT) SERIES 1997A AND SERIES 1997B**

**WHEREAS**, the City of Bedford, Virginia (the "City") is a political subdivision of the Commonwealth of Virginia exercising public and essential governmental functions pursuant to the Constitution and laws of the Commonwealth of Virginia; and

**WHEREAS**, Carilion Medical Center ("CMC") is a private, nonstock corporation duly incorporated and validly existing under and by virtue of the laws of the Commonwealth of Virginia, which owns and operates Carilion Roanoke Memorial Hospital in the City of Roanoke, Virginia; and

**WHEREAS**, CMC also owns and operates Carilion Roanoke Community Hospital in the City of Roanoke, Virginia; and

**WHEREAS**, Giles Memorial Hospital, Incorporated ("GMH") is a private, nonstock corporation duly incorporated and validly existing under and by virtue of the laws of the Commonwealth of Virginia, which owns and operates Carilion Giles Memorial Hospital in the Town of Pearisburg, Giles County, Virginia; and

**WHEREAS**, Bedford County Memorial Hospital, Incorporated ("BCMh") is a private, nonstock corporation

duly incorporated and validly existing under and by virtue of the laws of the Commonwealth of Virginia, which owns and operates Carilion Bedford Memorial Hospital in the City of Bedford, Virginia; and

**WHEREAS**, The Radford Community Hospital, Incorporated ("RCH") is a private, nonstock corporation duly incorporated and validly existing under and by virtue of the laws of the Commonwealth of Virginia, which will own and operate a replacement hospital facility and related parking and other ancillary facilities to be located in Montgomery County, Virginia; and

**WHEREAS**, Franklin Memorial Hospital ("FMH") is a private, nonstock corporation duly incorporated and validly existing under and by virtue of the laws of the Commonwealth of Virginia, which owns and operates Carilion Franklin Memorial Hospital in the Town of Rocky Mount, Franklin County, Virginia; and

**WHEREAS**, the Industrial Development Authority of the City of Roanoke, Virginia (the "Roanoke Authority") has by resolution adopted June 27, 1997 (the "Inducement Resolution") evidenced its desire to issue two series of its revenue bonds for the following purposes: (I)(a) financing for CMC a portion of the costs of (i) renovating certain portions of Carilion Roanoke Memorial Hospital and/or (ii) acquiring certain capital equipment for use in or in connection with Carilion Roanoke Memorial Hospital (the "Carilion Roanoke Memorial Hospital Project"), (b) financing for CMC a portion of the costs of (i) renovating certain portions of Carilion Roanoke Community Hospital and/or (ii) acquiring certain capital equipment for use in or in connection with Carilion Roanoke Community Hospital (the "Carilion Roanoke Community Hospital Project"), (c) financing for GMH a portion of the costs of (i) renovating certain portions of Carilion Giles Memorial Hospital and/or (ii) acquiring certain capital equipment for use in or in connection with Carilion Giles Memorial Hospital (the "Carilion Giles Memorial Hospital Project"), (d) financing for BCMH a portion of the costs of (i) renovating certain portions of Carilion Bedford Memorial Hospital and/or (ii) acquiring certain capital equipment for use in or in connection with Carilion Bedford Memorial Hospital (the "Carilion Bedford Memorial Hospital Project"), (e) financing for RCH a portion of the costs of design, planning, site preparation, construction and equipment acquisition relating to the building and equipping of an approximately 97-bed replacement hospital facility to be located in Montgomery County, Virginia, (the "RCH Project"), and (f) financing for FMH a portion of the costs of (i) renovating certain portions of Carilion Franklin Memorial Hospital and/or (ii) acquiring certain capital equipment for use in or in connection with Carilion Franklin Memorial Hospital (the "Carilion Franklin Memorial Hospital Project") (the Carilion Roanoke Memorial Hospital Project, the Carilion Roanoke Community Hospital Project, the Carilion Giles Memorial Hospital Project, the Carilion Bedford Memorial Hospital Project, the RCH Project and the Carilion Franklin Memorial Hospital Project are hereinafter collectively referred to as the "Project"); (II) paying a portion of the interest accruing on said revenue bonds during the acquisition, construction, renovation and equipping of the Project; and (III) paying certain expenses incurred in connection with the issuance of said revenue bonds; and

**WHEREAS**, the Roanoke Authority has delivered or caused to be delivered to the City a copy of the Inducement Resolution; and

**WHEREAS**, prior to the issuance of said revenue bonds, it is required by state and federal law that a public hearing be held during which members of the public are given an opportunity to express their views on the proposed issuance of said revenue bonds; and

**WHEREAS**, CMC, GMH, BCMH, RCH and FMH have requested the Roanoke Authority to hold a public hearing in the City of Roanoke, Virginia on behalf of the City of Roanoke, Virginia, the County of Giles, Virginia, the City of Bedford, Virginia, the County of Montgomery, Virginia and the County of Franklin, Virginia in connection with the issuance of said revenue bonds; and

**WHEREAS**, the Roanoke Authority has requested that the County of Giles, Virginia, the City of Bedford, Virginia, the County of Montgomery, Virginia and the County of Franklin, Virginia (a) authorize the Roanoke Authority to hold a public hearing in connection with the issuance of said revenue bonds and (b)

concur with the adoption of the Inducement Resolution;

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Bedford, Virginia:

**SECTION 1.** The City hereby (a) authorizes the Roanoke Authority to hold a public hearing on its behalf in connection with the proposed issuance by the Roanoke Authority of the Industrial Development Authority of the City of Roanoke, Virginia Hospital Revenue Bonds (Carilion Health System Obligated Group Project) Series 1997A and Series 1997B in the aggregate principal amount not to exceed \$80,000,000 (the "Bonds") for the purpose of (i) financing a portion of the costs of the Project, (ii) paying a portion of the interest accruing on the Bonds during the acquisition, construction, renovation and equipping of the Project and (iii) paying certain expenses incurred in connection with the issuance of the Bonds, and (b) concurs with the adoption of the Inducement Resolution; provided, however, that in accordance with Chapter 33, Title 15.1, Code of Virginia of 1950, as amended, the Roanoke Authority shall, after it holds the public hearing, convey a reasonably detailed summary of the comments expressed at the hearing to the City together with its recommendation at which time the City shall either approve or disapprove the issuance of the Bonds.

**SECTION 2.** This Resolution shall take effect immediately upon its passage.

The City Manager stated Council had received a memorandum from the Chief of Police regarding modifications to the original service agreement for the Blue Ridge Regional Jail, along with a comparison draft showing the changes that have been made. These changes are being recommended by the Regional Jail Authority's bond counsel and by the Authority's legal counsel. The amended agreement spells out the financial obligations, methods of payment and reimbursements by and to the member jurisdictions.

Councilwoman Kochendarfer moved that Council approve the Blue Ridge Regional Jail Authority Amended and Restated Service Agreement and authorize the City Manager to sign the execution copy of the Agreement on behalf of the City. The motion was seconded by Councilman Wandrei, voted upon and carried.

City Manager Gross stated that advertising requirements for changing the Ward two polling place from Bedford Elementary School to the National Guard Armory have been met in order to meet the provisions of the Code of Virginia. Notice of the change has been published in the local newspaper. Mr. Gross reported that following adoption of this ordinance, the City Attorney will make a submission to the United States Department of Justice for approval of the change in polling place, and the ordinance will take effect upon that approval. The ordinance has been posted in accordance with the provisions of Section 2-30 of the City Code.

On motion by Councilman Tharp, seconded by Councilman Ballard, voted upon and carried, Council waived the reading of the proposed ordinance to change the polling place for Ward Two.

Councilwoman Flood moved that Council adopt the ordinance to amend Section 1-9 of the Bedford City Code to change the Ward Two polling place from Bedford Elementary School to the National Guard Armory. The motion was seconded by Councilman Ballard, voted upon and carried by the following roll call vote:

Vice Mayor Brookshier aye

Councilwoman Flood aye

Councilwoman Kochendarfer aye

Councilman Tharp aye

Councilman Wandrei aye

Councilman Ballard aye

Mayor Shelton absent

The ordinance follows as adopted:

## **AN ORDINANCE TO AMEND SECTION 1-9**

## **OF THE BEDFORD CITY CODE**

1. Section 1-9 of the City Code is hereby amended and reenacted as follows:

### **Sec. 1-9. City wards and polling places.**

The city is hereby divided into two (2) wards, as required by Section 15.1-999 of the Code of Virginia, whose boundaries are as follows:

(a) Ward one shall consist of all of that area of the city lying north of the Norfolk Southern Railroad tracks to the corporate limits. The polling place for ward one shall be the Bedford Public Library, located at 321 North Bridge Street.

(b) Ward two shall consist of all of that area of the city lying south of the Norfolk Southern Railroad tracks to the corporate limits. The polling place for ward two shall be the National Guard Armory, located at 29A Omaha Beach Circle (formerly 833 East Main Street).

2. This ordinance shall take effect upon approval by the United States Department of Justice.

Vice Mayor Brookshier adjourned the meeting at 7:45 p.m.